

than six months after the date of enactment of this Act.

SEC. 8148. (a) The Secretary of Defense, after consultation with the Chairman of the Joint Chiefs of Staff and the military service chiefs, shall conduct a comprehensive reassessment of existing military compensation, benefits, and related programs. The Secretary shall consider the effectiveness of these programs in providing an adequate standard of living and family support for service members and dependents, the current and projected effects of these programs on recruiting and retention of service members, and improvements which could be gained by potential changes in these programs.

(b) In conducting this assessment, the Secretary's analysis shall consider, but not be limited to, the following areas:

(1) Military pay and benefits, to include special pay and targeted bonus programs;

(2) The military retirement system, including an assessment of the effects of the significant changes made to the retirement system in 1986;

(3) Health care programs; and

(4) Housing, family support, and morale, welfare and recreation programs.

(c) The Secretary shall consider the cumulative and complementary ability of these programs, and the effects of potential modifications to these programs, in terms of their ability to contribute to the attainment of existing and future manpower requirements of the military services, as well as the provision of a fair and equitable quality of life for service members and their dependents.

(d) The Secretary shall provide an initial report on these issues to the congressional defense committees within 60 days of the enactment of this Act.

(e) Concurrent with submission of the fiscal year 2000 budget, the Secretary shall provide a comprehensive assessment of these issues, and proposed changes in existing programs should he determine they are warranted, to the Congress.

This Act may be cited as the "Department of Defense Appropriations Act, 1999".

And the Senate agree to the same.

BILL YOUNG,
JOE MCDADE,
JERRY LEWIS,
JOE SKEEN,
DAVID L. HOBSON,
HENRY BONILLA,
GEORGE R. NETHERCUTT,
Jr.,

ERNEST J. ISTOOK, Jr.,
RANDY "DUKE"
CUNNINGHAM,
BOB LIVINGSTON,
JOHN P. MURTHA,
NORMAN D. DICKS,
W.G. (BILL) HEFNER,
MARTIN OLAV SABO,
JULIAN C. DIXON,
PETER J. VISCLOSKEY,

Managers on the Part of the House.

TED STEVENS,
THAD COCHRAN,
PETE V. DOMENICI,
CHRISTOPHER S. BOND,
MITCH MCCONNELL,
RICHARD C. SHELBY,
JUDD GREGG,
KAY BAILEY HUTCHISON,
DANIEL K. INOUE,
FRITZ HOLLINGS,
ROBERT BYRD,
PATRICK J. LEAHY,
DALE BUMPERS,
FRANK R. LAUTENBERG,
TOM HARKIN,
BYRON L. DORGAN,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that pursuant to clause 7 of rule XV the yeas and nays were ordered, and pursuant to clause 5, rule I, further proceedings on the conference report were postponed until after 5 o'clock p.m.

198.20 ENERGY AND WATER APPROPRIATIONS FY 1999

Mr. MCDADE, pursuant to the order of the House of Friday, September 25, 1998, called up the following conference report (Rept. No. 105-749):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4060) "making appropriations for energy and water development for the fiscal year ending September 30, 1999, and for other purposes", having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 1999, for energy and water development, and for other purposes, namely:

TITLE I

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to rivers and harbors, flood control, beach erosion, and related purposes.

GENERAL INVESTIGATIONS

For expenses necessary for the collection and study of basic information pertaining to river and harbor, flood control, shore protection, and related projects, restudy of authorized projects, miscellaneous investigations, and, when authorized by laws, surveys and detailed studies and plans and specifications of projects prior to construction, \$161,747,000, to remain available until expended, of which funds are provided for the following projects in the amounts specified:

Delaware Bay Coastline, Delaware and New Jersey, \$419,000;

Tampa Harbor, Alafia Channel, Florida, \$200,000;

Barnegat Inlet to Little Egg Harbor Inlet, New Jersey, \$322,000;

Brigantine Inlet to Great Egg Harbor Inlet, New Jersey, \$113,000;

Great Egg Harbor Inlet to Townsend's Inlet, New Jersey, \$200,000;

Lower Cape May Meadows—Cape May Point, New Jersey, \$100,000;

Manasquan Inlet to Barnegat Inlet, New Jersey, \$300,000;

Raritan Bay to Sandy Hook Bay, New Jersey, \$750,000; and

Townsend's Inlet to Cape May Inlet, New Jersey, \$250,000;

Provided, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$700,000 of the funds appropriated in

Public Law 102-377 for the Red River Waterway, Shreveport, Louisiana, to Daingerfield, Texas, project for the feasibility phase of the Red River Navigation, Southwest Arkansas, study: Provided further, That the Secretary of the Army is directed to use \$500,000 of the funds appropriated herein to implement section 211(f)(7) of Public Law 104-303 (110 Stat. 3684) and to reimburse the non-Federal sponsor a portion of the Federal share of project costs for the Hunting Bayou element of the project for flood control, Buffalo Bayou and tributaries, Texas: Provided further, That the Secretary of the Army is directed to use \$300,000 of the funds appropriated herein to implement section 211(f)(8) of Public Law 104-303 (110 Stat. 3684) and to reimburse the non-Federal sponsor a portion of the Federal share of project costs for the project for flood control, White Oak Bayou watershed, Texas.

CONSTRUCTION, GENERAL

For the prosecution of river and harbor, flood control, shore protection, and related projects authorized by laws; and detailed studies, and plans and specifications, of projects (including those for development with participation or under consideration for participation by States, local governments, or private groups) authorized or made eligible for selection by law (but such studies shall not constitute a commitment of the Government to construction), \$1,429,885,000, to remain available until expended, of which such sums as are necessary for the Federal share of construction costs for facilities under the Dredged Material Disposal Facilities program shall be derived from the Harbor Maintenance Trust Fund, as authorized by Public Law 104-303; and of which such sums as are necessary pursuant to Public Law 99-662 shall be derived from the Inland Waterways Trust Fund, for one-half of the costs of construction and rehabilitation of inland waterways projects, including rehabilitation costs for the Lock and Dam 25, Mississippi River, Illinois and Missouri; Lock and Dam 14, Mississippi River, Iowa; Lock and Dam 24, Part 1, Mississippi River, Illinois and Missouri; and Lock and Dam 3, Mississippi River, Minnesota, projects, and of which funds are provided for the following projects in the amounts specified:

Norco Bluffs, California, \$4,400,000;

Panama City Beaches, Florida, \$6,000,000;

Tybee Island, Georgia, \$1,200,000;

Indiana Shoreline Erosion, Indiana, \$700,000;

Indianapolis Central Waterfront, Indiana,

\$4,000,000;

Ohio River Flood Protection, Indiana,

\$750,000;

Harlan/Clover Fork, Williamsburg, Pike County, Middlesboro, Martin County, and Town of Martin, elements of the Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River project in Kentucky, \$25,230,000;

Southern and Eastern Kentucky, Kentucky, \$4,000,000;

Lake Pontchartrain and Vicinity (Hurricane Protection), Louisiana, \$16,000,000;

Lake Pontchartrain (Jefferson Parish) Stormwater Discharge, Louisiana, \$4,500,000;

Southeast Louisiana, Louisiana, \$75,000,000;

Jackson County, Mississippi, \$6,200,000;

Pascagoula Harbor, Mississippi, \$12,000,000;

Passaic River Streambank Restoration, New Jersey, \$3,000,000;

Lackawanna River, Olyphant, Pennsylvania, \$6,800,000;

Lackawanna River, Scranton, Pennsylvania, \$40,551,000;

South Central Pennsylvania Environment Improvement Program, \$39,000,000, of which \$13,000,000 shall be available only for water-related environmental infrastructure and resource protection and development projects in Lackawanna, Lycoming, Susquehanna, Wyoming, Pike, and Monroe counties in Pennsylvania in accordance with the purposes of subsection (a) and requirements of subsections (b) through (e) of section 313 of the Water Resources Development Act of 1992, as amended;

Wallisville Lake, Texas, \$5,500,000;
Virginia Beach, Virginia (Hurricane Protec-
tion), \$18,000,000:

Upper Mingo County (including Mingo Coun-
ty Tributaries), Lower Mingo County (Kermit),
Wayne County, Hatfield Bottom, and McDowell
County, elements of the Levisa and Tug Forks
of the Big Sandy River and Upper Cumberland
River project in West Virginia, \$11,350,000; and

West Virginia and Pennsylvania Flood Con-
trol, West Virginia and Pennsylvania, \$750,000:
Provided, That the Secretary of the Army is di-
rected to incorporate the economic analyses for
the Green Ridge and Plot sections of the Lacka-
wanna River, Scranton, Pennsylvania, project
with the economic analysis for the Albright
Street section of the project, and to cost-share
and implement these combined sections as a
single project with no separable elements, except
that each section may be undertaken individ-
ually when the non-Federal sponsor provides
the applicable local cooperation requirements:
Provided further, That any funds heretofore ap-
propriated and made available in Public Law
103-126 for projects associated with the restora-
tion of the Lackawanna River Basin Greenway
Corridor, Pennsylvania, may be utilized by the
Secretary of the Army in carrying out other
projects and activities on the Lackawanna River
in Pennsylvania: Provided further, That the
Secretary of the Army is directed to use
\$4,500,000 of the funds appropriated herein to
implement section 211(f)(6) of Public Law 104-
303 (110 Stat. 3683) and to reimburse the non-
Federal sponsor a portion of the Federal share
of project construction costs for the flood con-
trol components comprising the Brays Bayou
element of the project for flood control, Buffalo
Bayou and tributaries, Texas: Provided further,
That the navigation project for Cook Inlet Navi-
gation, Alaska, authorized by Section 101(b)(2)
of Public Law 104-303 is modified to authorize
the Secretary of the Army, acting through the
Chief of Engineers, to construct the project at a
total cost of \$12,600,000 with an estimated first
Federal cost of \$9,450,000 and an estimated first
non-Federal cost of \$3,150,000: Provided further,
That the flood control project for West Sacra-
mento, California, authorized by Section
101(4) of Public Law 102-580 is modified to au-
thorize the Secretary of the Army, acting
through the Chief of Engineers, to construct the
project at a total cost of \$32,900,000 with an es-
timated first Federal cost of \$24,700,000 and an es-
timated first non-Federal cost of \$8,200,000: Pro-
vided further, That the flood control project for
Sacramento River, Glenn-Colusa Irrigation Dis-
trict, California, authorized by Section 2 of the
Act entitled "An Act to provide for the control
of floods of the Mississippi River and the Sacra-
mento River, and for other purposes", ap-
proved March 1, 1917 (39 Stat. 949), is modified
to authorize the Secretary of the Army, acting
through the Chief of Engineers, to construct the
project at a total cost of \$20,700,000 with an es-
timated first Federal cost of \$15,570,000 and an es-
timated first non-Federal cost of \$5,130,000: Pro-
vided further, That the Secretary of the Army,
acting through the Chief of Engineers, is di-
rected to use \$4,000,000 provided herein to con-
struct bluff stabilization measures at authorized
locations for Natchez Bluff, Mississippi, at a
total estimated cost of \$26,065,000 with an es-
timated first Federal cost of \$19,549,000 and an es-
timated first non-Federal cost of \$6,516,000 and
to award continuing contracts, which are not to
be considered fully funded: Provided further,
That the Secretary of the Army, acting through
the Chief of Engineers, may use up to \$5,000,000
of the funding appropriated herein for construc-
tion of an emergency outlet from Devils Lake,
North Dakota, to the Sheyenne River, except
that funds shall not become available unless the
Secretary of the Army determines that an emer-
gency (as defined in section 102 of the Robert T.
Stafford Disaster Relief and Emergency Assist-
ance Act (42 U.S.C. 5122)) exists with respect to
the emergency need for the outlet and reports to
Congress that the construction is technically

sound, economically justified, and environ-
mentally acceptable and in compliance with the
National Environmental Policy Act of 1969 (42
U.S.C. 4321 et seq.): Provided further, That the
economic justification for the emergency outlet
shall be prepared in accordance with the prin-
ciples and guidelines for economic evaluation as
required by regulations and procedures of the
Army Corps of Engineers for all flood control
projects, and that the economic justification be
fully described, including the analysis of the
benefits and costs, in the project plan docu-
ments: Provided further, That the plans for the
emergency outlet shall be reviewed and, to be ef-
fective, shall contain assurances provided by the
Secretary of State, after consultation with the
International Joint Commission, that the project
will not violate the requirements or intent of the
Treaty Between the United States and Great
Britain Relating to Boundary Waters Between
the United States and Canada, signed at Wash-
ington January 11, 1909 (36 Stat. 2448; TS 548)
(commonly known as the "Boundary Waters
Treaty of 1909"): Provided further, That the
Secretary of the Army shall submit the final
plans and other documents for the emergency
outlet to Congress: Provided further, That no
funds made available under this Act or any
other Act for any fiscal year may be used by the
Secretary of the Army to carry out the portion
of the feasibility study of the Devils Lake Basin,
North Dakota, authorized under the Energy and
Water Development Appropriations Act, 1993
(Public Law 102-377), that addresses the needs
of the area for stabilized lake levels through
inlet controls, or to otherwise study any facility
or carry out any activity that would permit the
transfer of water from the Missouri River Basin
into Devils Lake: Provided further, That, the
Secretary of the Army, acting through the Chief
of Engineers, is directed to transfer remaining
General Investigations funds previously ap-
propriated for the Juniata River, Pennsylvania,
study and Mussers Dam, Pennsylvania, project
to Construction, General for use in equal
amounts at Broad Top/Coaldale, Bedford Coun-
ty, Pennsylvania, and Mont Alto Borough,
Franklin County, Pennsylvania, which are part
of the South Central Pennsylvania Environment
Improvement Program.

FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBU-
TARIES, ARKANSAS, ILLINOIS, KENTUCKY, LOU-
ISIANA, MISSISSIPPI, MISSOURI, AND TENNESSEE

For expenses necessary for prosecuting work
of flood control, and rescue work, repair, res-
toration, or maintenance of flood control
projects threatened or destroyed by flood, as au-
thorized by law (33 U.S.C. 702a, 702g-1),
\$321,149,000, to remain available until expended.

OPERATION AND MAINTENANCE, GENERAL

For expenses necessary for the preservation,
operation, maintenance, and care of existing
river and harbor, flood control, and related
works, including such sums as may be necessary
for the maintenance of harbor channels pro-
vided by a State, municipality or other public
agency, outside of harbor lines, and serving es-
sential needs of general commerce and naviga-
tion; surveys and charting of northern and
northwestern lakes and connecting waters;
clearing and straightening channels; and re-
moval of obstructions to navigation,
\$1,653,252,000, to remain available until ex-
pended, of which such sums as become available
from the special account established by the
Land and Water Conservation Act of 1965, as
amended (16 U.S.C. 460l), may be derived from
that account for construction, operation, and
maintenance of outdoor recreation facilities,
and of which \$4,200,000 is provided for repair of
Chickamauga Lock, Tennessee: Provided, That
no funds, whether appropriated, contributed, or
otherwise provided, shall be available to the
United States Army Corps of Engineers for the
purpose of acquiring land in Jasper County,
South Carolina, in connection with the Savan-
nah Harbor navigation project: Provided fur-
ther, That the Secretary of the Army, acting

through the Chief of Engineers, is directed to
undertake authorized maintenance and repairs
on the Allegheny River, Pennsylvania, project,
using \$6,000,000 of funds provided under this
heading in Public Law 105-62 for extending the
navigation channel on the Allegheny River,
Pennsylvania, project to provide passenger boat
access to the Kittanning, Pennsylvania, River-
front Park.

REGULATORY PROGRAM

For expenses necessary for administration of
laws pertaining to regulation of navigable wa-
ters and wetlands, \$106,000,000, to remain avail-
able until expended.

FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

(INCLUDING TRANSFER OF FUNDS)

For expenses necessary to clean up contam-
inated sites throughout the United States where
work was performed as part of the Nation's
early atomic energy program, \$140,000,000, to re-
main available until expended: Provided, That
the response actions by the U.S. Army Corps of
Engineers under this program shall consist of
the following functions and activities to be per-
formed at eligible sites where remediation has
not been completed: sampling and assessment of
contaminated areas, characterization of site
conditions, determination of the nature and ex-
tent of contamination, selection of the necessary
and appropriate response actions as the lead
Federal agency, preparation of designation re-
ports, cleanup and closeout of sites, and any
other functions determined by the Chief of Engi-
neers as necessary for remediation: Provided
further, That response actions by the U.S. Army
Corps of Engineers under this program shall be
subject to the administrative, procedural, and
regulatory provisions of the Comprehensive En-
vironmental Response, Compensation and Li-
ability Act, 42 U.S.C. 9601 et seq., and the Na-
tional Oil and Hazardous Substances Pollution
Contingency Plan, 40 C.F.R., Chapter 1, Part
300: Provided further, That, except as stated
herein, these provisions do not alter, curtail or
limit the authorities, functions or responsibil-
ities of other agencies under the Atomic Energy
Act, 42 U.S.C. 2011 et seq.: Provided further,
That any sums recovered under CERCLA for re-
sponse actions, or recovered from a contractor,
insurer, surety, or other person to reimburse the
U.S. Army Corps of Engineers for any expendi-
tures for response actions, shall be credited to
the account used to fund response actions on el-
igible sites, and will be available for response
action costs for any eligible site: Provided fur-
ther, That the Secretary of Energy may exercise
the authority of 42 U.S.C. 2208 to make pay-
ments in lieu of taxes for Federally-owned prop-
erty where Formerly Utilized Sites Remedial Ac-
tion Program activities are conducted, regard-
less of which Federal agency has acquired the
property and notwithstanding references to "the
activities of the Commission" in 42 U.S.C. 2208:
Provided further, That the unexpended balances
of prior appropriations provided for these activi-
ties in this Act or any previous Energy and
Water Development Appropriations Act may be
transferred to and merged with this appropria-
tion account, and thereafter, may be accounted
for as one fund for the same time period as
originally enacted.

GENERAL EXPENSES

For expenses necessary for general adminis-
tration and related functions in the Office of
the Chief of Engineers and offices of the Divi-
sion Engineers; activities of the Coastal Engi-
neering Research Board, the Humphreys Engi-
neer Center Support Activity, the Water Re-
sources Support Center, and headquarters sup-
port functions at the USACE Finance Center;
\$148,000,000, to remain available until expended:
Provided, That no part of any other appropria-
tion provided in title I of this Act shall be avail-
able to fund the activities of the Office of the
Chief of Engineers or the executive direction
and management activities of the division of-
fices.

REVOLVING FUND

Using amounts available in the Revolving Fund, the Secretary of the Army is authorized to renovate office space in the General Accounting Office headquarters building in Washington, DC, for use by the Corps and GAO. The Secretary is authorized to enter into a lease with GAO to occupy such renovated space as appropriate, for the Corps' headquarters. The Secretary shall ensure that the Revolving Fund is appropriately reimbursed from appropriations of the Corps' benefitting programs by collection each year of amounts sufficient to repay the capitalized cost of such renovation and through rent reductions or rebates from GAO.

ADMINISTRATIVE PROVISION

Appropriations in this title shall be available for official reception and representation expenses (not to exceed \$5,000); and during the current fiscal year the Revolving Fund, Corps of Engineers, shall be available for purchase (not to exceed 100 for replacement only) and hire of passenger motor vehicles.

GENERAL PROVISIONS

CORPS OF ENGINEERS—CIVIL

SEC. 101. Notwithstanding any other provisions of law, no fully allocated funding policy shall be applied to projects for which funds are identified in the Committee reports accompanying this Act under the Construction, General; Operation and Maintenance, General; and Flood Control, Mississippi River and Tributaries, appropriation accounts: Provided, That the Secretary of the Army, acting through the Chief of Engineers, is directed to undertake these projects using continuing contracts, as authorized in section 10 of the Rivers and Harbors Act of September 22, 1922 (33 U.S.C. 621).

SEC. 102. None of the funds made available in this Act may be used to revise the Missouri River Master Water Control Manual when it is made known to the Federal entity or official to which the funds are made available that such revision provides for an increase in the spring-time water release program during the spring heavy rainfall and snow melt period in States that have rivers draining into the Missouri River below the Gavins Point Dam.

TITLE II

DEPARTMENT OF THE INTERIOR

CENTRAL UTAH PROJECT

CENTRAL UTAH PROJECT COMPLETION ACCOUNT

For carrying out activities authorized by the Central Utah Project Completion Act, and for activities related to the Uintah and Upalco Units authorized by 43 U.S.C. 620, \$41,217,000, to remain available until expended, of which \$15,476,000 shall be deposited into the Utah Reclamation Mitigation and Conservation Account: Provided, That of the amounts deposited into that account, \$5,000,000 shall be considered the Federal contribution authorized by paragraph 402(b)(2) of the Central Utah Project Completion Act and \$10,476,000 shall be available to the Utah Reclamation Mitigation and Conservation Commission to carry out activities authorized under that Act.

In addition, for necessary expenses incurred in carrying out related responsibilities of the Secretary of the Interior, \$1,283,000, to remain available until expended.

BUREAU OF RECLAMATION

For carrying out the functions of the Bureau of Reclamation as provided in the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) and other Acts applicable to that Bureau as follows:

WATER AND RELATED RESOURCES

(INCLUDING TRANSFER OF FUNDS)

For management, development, and restoration of water and related natural resources and for related activities, including the operation, maintenance and rehabilitation of reclamation and other facilities, participation in fulfilling

related Federal responsibilities to Native Americans, and related grants to, and cooperative and other agreements with, State and local governments, Indian Tribes, and others, \$642,845,000, to remain available until expended, of which \$2,800,000 shall be for construction of the Tooele Wastewater Treatment and Reuse, Utah, project, and of which \$1,873,000 shall be available for transfer to the Upper Colorado River Basin Fund and \$45,990,000 shall be available for transfer to the Lower Colorado River Basin Development Fund, and of which such amounts as may be necessary may be advanced to the Colorado River Dam Fund: Provided, That such transfers may be increased or decreased within the overall appropriation under this heading: Provided further, That of the total appropriated, the amount for program activities that can be financed by the Reclamation Fund or the Bureau of Reclamation special fee account established by 16 U.S.C. 4601-6a(i) shall be derived from that Fund or account: Provided further, That funds contributed under 43 U.S.C. 395 are available until expended for the purposes for which contributed: Provided further, That funds advanced under 43 U.S.C. 397a shall be credited to this account and are available until expended for the same purposes as the sums appropriated under this heading: Provided further, That of the total appropriated, \$25,800,000 shall be derived by transfer of unexpended balances from the Bureau of Reclamation Working Capital Fund: Provided further, That funds available for expenditure for the Departmental Irrigation Drainage Program may be expended by the Bureau of Reclamation for site remediation on a non-reimbursable basis: Provided further, That the amount authorized for Indian municipal, rural, and industrial water features by section 10 of Public Law 89-108, as amended by section 8 of Public Law 99-294 and section 1701(b) of Public Law 102-575, is increased by \$2,000,000 (October 1997 prices): Provided further, That the Secretary of the Interior is directed to use not to exceed \$3,600,000 of funds appropriated herein as the Bureau of Reclamation share for completion of the McCall Area Wastewater Reclamation and Reuse, Idaho, project authorized in Public Law 105-62 and described in PN-FONSI-96-05.

BUREAU OF RECLAMATION LOAN PROGRAM ACCOUNT

For the cost of direct loans and/or grants, \$7,996,000, to remain available until expended, as authorized by the Small Reclamation Projects Act of August 6, 1956, as amended (43 U.S.C. 422a-422l): Provided, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974, as amended: Provided further, That these funds are available to subsidize gross obligations for the principal amount of direct loans not to exceed \$38,000,000.

In addition, for administrative expenses necessary to carry out the program for direct loans and/or grants, \$425,000, to remain available until expended: Provided, That of the total sums appropriated, the amount of program activities that can be financed by the Reclamation Fund shall be derived from that Fund.

CENTRAL VALLEY PROJECT RESTORATION FUND

For carrying out the programs, projects, plans, and habitat restoration, improvement, and acquisition provisions of the Central Valley Project Improvement Act, \$33,130,000, to be derived from such sums as may be collected in the Central Valley Project Restoration Fund pursuant to sections 3407(d), 3404(c)(3), 3405(f), and 3406(c)(1) of Public Law 102-575, to remain available until expended: Provided, That the Bureau of Reclamation is directed to assess and collect the full amount of the additional mitigation and restoration payments authorized by section 3407(d) of Public Law 102-575.

CALIFORNIA BAY-DELTA ECOSYSTEM RESTORATION

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Department of the Interior and other participating Federal

agencies in carrying out the California Bay-Delta Environmental Enhancement and Water Security Act, consistent with plans to be approved by the Secretary of the Interior, in consultation with such Federal agencies, \$75,000,000, to remain available until expended, of which such amounts as may be necessary to conform with such plans shall be transferred to appropriate accounts of such Federal agencies: Provided, That such funds may be obligated only as non-Federal sources provide their share in accordance with the cost-sharing agreement required under section 102(d) of such Act: Provided further, That such funds may be obligated prior to the completion of a final programmatic environmental impact statement only if: (1) consistent with 40 CFR 1506.1(c); and (2) used for purposes that the Secretary finds are of sufficiently high priority to warrant such an expenditure.

POLICY AND ADMINISTRATION

For necessary expenses of policy, administration, and related functions in the office of the Commissioner, the Denver office, and offices in the five regions of the Bureau of Reclamation, to remain available until expended, \$47,000,000, to be derived from the Reclamation Fund and be nonreimbursable as provided in 43 U.S.C. 377: Provided, That no part of any other appropriation in this Act shall be available for activities or functions budgeted as policy and administration expenses.

ADMINISTRATIVE PROVISION

Appropriations for the Bureau of Reclamation shall be available for purchase of not to exceed six passenger motor vehicles for replacement only.

TITLE III

DEPARTMENT OF ENERGY

ENERGY PROGRAMS

ENERGY SUPPLY

For expenses of the Department of Energy activities including the purchase, construction and acquisition of plant and capital equipment and other expenses necessary for energy supply, and uranium supply and enrichment activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; and the purchase of not to exceed 22 passenger motor vehicles for replacement only, \$727,091,000, of which not to exceed \$3,000 may be used for official reception and representation expenses for transparency activities.

NON-DEFENSE ENVIRONMENTAL MANAGEMENT

For Department of Energy expenses, including the purchase, construction and acquisition of plant and capital equipment and other expenses necessary for non-defense environmental management activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction or expansion, \$431,200,000, to remain available until expended.

URANIUM ENRICHMENT DECONTAMINATION AND DECOMMISSIONING FUND

For necessary expenses in carrying out uranium enrichment facility decontamination and decommissioning, remedial actions and other activities of title II of the Atomic Energy Act of 1954 and title X, subtitle A of the Energy Policy Act of 1992, \$220,200,000, to be derived from the Fund, to remain available until expended: Provided, That \$30,000,000 of amounts derived from the Fund for such expenses shall be available in accordance with title X, subtitle A, of the Energy Policy Act of 1992.

SCIENCE

For expenses of the Department of Energy activities including the purchase, construction and acquisition of plant and capital equipment

and other expenses necessary for science activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or facility or for plant or facility acquisition, construction, or expansion, and purchase of not to exceed 5 passenger motor vehicles for replacement only, \$2,682,860,000, to remain available until expended: Provided, That \$7,600,000 of the unobligated balances originally available for Superconducting Super Collider termination activities shall be made available for other activities under this heading.

NUCLEAR WASTE DISPOSAL

For nuclear waste disposal activities to carry out the purposes of Public Law 97-425, as amended, including the acquisition of real property or facility construction or expansion, \$169,000,000, to remain available until expended, of which \$165,000,000 is to be derived from the Nuclear Waste Fund; and of which not to exceed \$250,000 may be provided to the Department of Energy to reimburse the State of Nevada solely for expenditures, other than salaries and expenses of State employees, to conduct scientific oversight responsibilities pursuant to the Nuclear Waste Policy Act of 1982, and not to exceed \$5,540,000 may be provided to affected local governments, as defined in Public Law 97-425, to conduct appropriate activities pursuant to the Act: Provided, That the distribution of the funds to the units of local government shall be determined by the Department of Energy: Provided further, That the funds shall be made available to the units of local government by direct payment: Provided further, That within ninety days of the completion of each Federal fiscal year, each local entity shall provide certification to the Department of Energy, that all funds expended from such payments have been expended for activities as defined in Public Law 97-425. Failure to provide such certification shall cause such entity to be prohibited from any further funding provided for similar activities: Provided further, That none of the funds herein appropriated may be: (1) used directly or indirectly to influence legislative action on any matter pending before Congress or a State legislature or for lobbying activity as provided in 18 U.S.C. 1913; (2) used for litigation expenses; or (3) used to support multi-state efforts or other coalition building activities inconsistent with the restrictions contained in this Act.

DEPARTMENTAL ADMINISTRATION

For salaries and expenses of the Department of Energy necessary for departmental administration in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the hire of passenger motor vehicles and official reception and representation expenses (not to exceed \$35,000), \$200,475,000, to remain available until expended, plus such additional amounts as necessary to cover increases in the estimated amount of cost of work for others notwithstanding the provisions of the Anti-Deficiency Act (31 U.S.C. 1511 et seq.): Provided, That such increases in cost of work are offset by revenue increases of the same or greater amount, to remain available until expended: Provided further, That moneys received by the Department for miscellaneous revenues estimated to total \$136,530,000 in fiscal year 1999 may be retained and used for operating expenses within this account, and may remain available until expended, as authorized by section 201 of Public Law 95-238, notwithstanding the provisions of 31 U.S.C. 3302: Provided further, That the sum herein appropriated shall be reduced by the amount of miscellaneous revenues received during fiscal year 1999 so as to result in a final fiscal year 1999 appropriation from the General Fund estimated at not more than \$63,945,000.

OFFICE OF THE INSPECTOR GENERAL

For necessary expenses of the Office of the Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended, \$29,000,000, to remain available until expended.

ATOMIC ENERGY DEFENSE ACTIVITIES WEAPONS ACTIVITIES

For Department of Energy expenses, including the purchase, construction and acquisition of plant and capital equipment and other incidental expenses necessary for atomic energy defense weapons activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; the purchase of not to exceed one fixed wing aircraft; and the purchase of passenger motor vehicles (not to exceed 32 for replacement only, and one bus), \$4,400,000,000, to remain available until expended: Provided, That funding for any ballistic missile defense program undertaken by the Department of Energy for the Department of Defense shall be provided by the Department of Defense according to procedures established for Work for Others by the Department of Energy.

DEFENSE ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT

For Department of Energy expenses, including the purchase, construction and acquisition of plant and capital equipment and other expenses necessary for atomic energy defense environmental restoration and waste management activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; and the purchase of passenger motor vehicles (not to exceed 3 new sedans and 6 for replacement only, of which 3 are sedans, 2 are buses, and 1 is an ambulance), \$4,310,227,000, to remain available until expended.

DEFENSE FACILITIES CLOSURE PROJECTS

For expenses of the Department of Energy to accelerate the closure of defense environmental management sites, including the purchase, construction and acquisition of plant and capital equipment and other necessary expenses, \$1,038,240,000, to remain available until expended.

DEFENSE ENVIRONMENTAL MANAGEMENT PRIVATIZATION

For Department of Energy expenses for privatization projects necessary for atomic energy defense environmental management activities authorized by the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), \$228,357,000, to remain available until expended.

OTHER DEFENSE ACTIVITIES

For Department of Energy expenses, including the purchase, construction and acquisition of plant and capital equipment and other expenses necessary for atomic energy defense, other defense activities, in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101, et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$1,696,676,000, to remain available until expended.

DEFENSE NUCLEAR WASTE DISPOSAL

For nuclear waste disposal activities to carry out the purposes of Public Law 97-425, as amended, including the acquisition of real property or facility construction or expansion, \$189,000,000, to remain available until expended.

POWER MARKETING ADMINISTRATIONS

BONNEVILLE POWER ADMINISTRATION FUND

Expenditures from the Bonneville Power Administration Fund, established pursuant to Public Law 93-454, are approved for official reception and representation expenses in an amount not to exceed \$1,500.

During fiscal year 1999, no new direct loan obligations may be made.

OPERATION AND MAINTENANCE, SOUTHEASTERN POWER ADMINISTRATION

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy pursuant to the provisions of section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southeastern power area, \$7,500,000, to remain available until expended; in addition, notwithstanding 31 U.S.C. 3302, not to exceed \$28,000,000 in reimbursements, of which \$20,000,000 is for transmission wheeling and ancillary services and \$8,000,000 is for power purchases at the Richard B. Russell Project, to remain available until expended.

OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy, and for construction and acquisition of transmission lines, substations and appurtenant facilities, and for administrative expenses, including official reception and representation expenses in an amount not to exceed \$1,500 in carrying out the provisions of section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southwestern power area, \$26,000,000, to remain available until expended; in addition, notwithstanding the provisions of 31 U.S.C. 3302, not to exceed \$4,200,000 in reimbursements, to remain available until expended.

CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE, WESTERN AREA POWER ADMINISTRATION

For carrying out the functions authorized by title III, section 302(a)(1)(E) of the Act of August 4, 1977 (42 U.S.C. 7152), and other related activities including conservation and renewable resources programs as authorized, including official reception and representation expenses in an amount not to exceed \$1,500, \$203,000,000, to remain available until expended, of which \$193,787,000 shall be derived from the Department of the Interior Reclamation Fund: Provided, That of the amount herein appropriated, \$5,036,000 is for deposit into the Utah Reclamation Mitigation and Conservation Account pursuant to title IV of the Reclamation Projects Authorization and Adjustment Act of 1992.

FALCON AND AMISTAD OPERATING AND MAINTENANCE FUND

For operation, maintenance, and emergency costs for the hydroelectric facilities at the Falcon and Amistad Dams, \$1,010,000, to remain available until expended, and to be derived from the Falcon and Amistad Operating and Maintenance Fund of the Western Area Power Administration, as provided in section 423 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995.

FEDERAL ENERGY REGULATORY COMMISSION SALARIES AND EXPENSES

For necessary expenses of the Federal Energy Regulatory Commission to carry out the provisions of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including services as authorized by 5 U.S.C. 3109, the hire of passenger motor vehicles, and official reception and representation expenses (not to exceed \$3,000), \$167,500,000, to remain available until expended: Provided, That notwithstanding any other provision of law, not to exceed \$167,500,000 of revenues from fees and annual charges, and other services and collections in fiscal year 1999 shall be retained and used for necessary expenses in this account, and shall remain available until expended: Provided further, That the sum herein appropriated from the General Fund shall be reduced as revenues are received during fiscal year 1999 so as to result in a final fiscal year 1999 appropriation from the General Fund estimated at not more than \$0.

GENERAL PROVISIONS DEPARTMENT OF ENERGY

SEC. 301. (a) None of the funds appropriated by this Act or any prior appropriations Act may

be used to award a management and operating contract unless such contract is awarded using competitive procedures or the Secretary of Energy grants, on a case-by-case basis, a waiver to allow for such a deviation. The Secretary may not delegate the authority to grant such a waiver.

(b) At least 60 days before a contract award, amendment, or modification for which the Secretary intends to grant such a waiver, the Secretary shall submit to the Subcommittees on Energy and Water Development of the Committees on Appropriations of the House of Representatives and the Senate a report notifying the subcommittees of the waiver and setting forth the reasons for the waiver.

SEC. 302. (a) None of the funds appropriated by this Act or any prior appropriations Act may be used to award, amend, or modify a contract in a manner that deviates from the Federal Acquisition Regulation, unless the Secretary of Energy grants, on a case-by-case basis, a waiver to allow for such a deviation. The Secretary may not delegate the authority to grant such a waiver.

(b) At least 60 days before a contract award, amendment, or modification for which the Secretary intends to grant such a waiver, the Secretary shall submit to the Subcommittees on Energy and Water Development of the Committees on Appropriations of the House of Representatives and the Senate a report notifying the subcommittees of the waiver and setting forth the reasons for the waiver.

SEC. 303. None of the funds appropriated by this Act or any prior appropriations Act may be used to—

(1) develop or implement a workforce restructuring plan that covers employees of the Department of Energy; or

(2) provide enhanced severance payments or other benefits for employees of the Department of Energy; under section 3161 of the National Defense Authorization Act for Fiscal Year 1993 (Public Law 102-484; 106 Stat. 2644; 42 U.S.C. 7274h).

SEC. 304. None of the funds appropriated by this Act or any prior appropriations Act may be used to augment the \$29,900,000 made available for obligation by this Act for severance payments and other benefits and community assistance grants under section 3161 of the National Defense Authorization Act for Fiscal Year 1993 (Public Law 102-484; 106 Stat. 2644; 42 U.S.C. 7274h).

SEC. 305. None of the funds appropriated by this Act or any prior appropriations Act may be used to prepare or initiate Requests For Proposals (RFPs) for a program if the program has not been funded by Congress.

(TRANSFERS OF UNEXPENDED BALANCES)

SEC. 306. The unexpended balances of prior appropriations provided for activities in this Act may be transferred to appropriation accounts for such activities established pursuant to this title. Balances so transferred may be merged with funds in the applicable established accounts and thereafter may be accounted for as one fund for the same time period as originally enacted.

SEC. 307. Notwithstanding 41 U.S.C. section 254c(a), the Secretary of Energy may use funds appropriated by this Act to enter into multiyear contracts for the acquisition of property or services without obligating the estimated costs associated with any necessary cancellation or termination of the contract. The Secretary of Energy may pay costs of termination or cancellation from—

(1) appropriations originally available for the performance of the contract concerned;

(2) appropriations currently available for procurement of the type of property or services concerned, and not otherwise obligated; or

(3) funds appropriated for those payments.

SEC. 308. None of the funds in this Act may be used to dispose of transuranic waste in the Waste Isolation Pilot Plant which contains con-

centrations of plutonium in excess of 20 percent by weight for the aggregate of any material category on the date of enactment of this Act, or is generated after such date.

SEC. 309. CHANGE OF NAME OF THE OFFICE OF ENERGY RESEARCH. (a) IN GENERAL.—Section 209 of the Department of Energy Organization Act (42 U.S.C. 7139) is amended—

(1) in the section heading, by striking "ENERGY RESEARCH" and inserting "SCIENCE"; and

(2) in subsection (a), by striking "Energy Research" and inserting "Science".

(b) CONFORMING AMENDMENTS.—

(1) TABLE OF CONTENTS.—The table of contents in the first section of the Department of Energy Organization Act (42 U.S.C. prec. 7101) is amended by striking the item relating to section 209 and inserting the following:

"Section 209. Office of Science."

(2) REFERENCES IN OTHER LAW.—Each of the following is amended by striking "Energy Research" and inserting "Science":

(A) The item relating to the Director, Office of Energy Research, Department of Energy in section 5315 of title 5, United States Code.

(B) Section 2902(b)(6) of title 10, United States Code.

(C) Section 406(h)(2)(A)(v) of the Public Health Service Act (42 U.S.C. 284a(h)(2)(A)(v)).

(D) Sections 3167(3) and 3168 of the Department of Energy Science Education Enhancement Act (42 U.S.C. 7381d(3), 7381e).

(E) Paragraphs (1) and (2) of section 224(b) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10204(b)).

(F) Section 2203(b)(3)(A)(i) of the Energy Policy Act of 1992 (42 U.S.C. 13503(b)(3)(A)(i)).

SEC. 310. MAINTENANCE OF SECURITY AT DOE URANIUM ENRICHMENT PLANTS.—Section 3107(h) of the USEC Privatization Act (42 U.S.C. 2297h-5(h)) is amended in paragraph (1), by striking "an adequate number of security guards" and inserting "all security police officers"; and by inserting the following paragraph:

"(2) FUNDING.—

"(A) The costs of arming and providing arrest authority to the security police officers required under paragraph (1) shall be paid as follows:

"(i) the Department of Energy (the "Department") shall pay the percentage of the costs equal to the percentage of the total number of employees at the gaseous diffusion plant who are (I) employees of the Department or the contractor or subcontractors of the Department or (II) employees of the private entity leasing the gaseous diffusion plant who perform work on behalf of the Department (including employees of a contractor or subcontractor of the private entity), and

"(ii) the private entity leasing the gaseous diffusion plant shall pay the percentage of the costs equal to the percentage of the total number of employees at the gaseous diffusion plant who are employees of the private entity (including employees of a contractor or subcontractor) other than those employees who perform work for the Department.

"(B) Neither the private entity leasing the gaseous diffusion plant nor the Department shall reduce its payments under any contract or lease or take other action to offset its share of the costs referred to in subparagraph (A), and the Department shall not reimburse the private entity for the entity's share of these costs.

"(C) Nothing in this subsection shall alter the Department's responsibilities to pay the safety, safeguards and security costs associated with the Department's highly enriched uranium activities."

SEC. 311. None of the funds in this Act may be used by the Department of Energy to conduct pilot projects simulating external regulation unless the Nuclear Regulatory Commission, the Occupational Safety and Health Administration, and the appropriate State and local regulatory entities are included in the pilot projects.

SEC. 312. Of the amounts provided in this title under the heading, "Atomic Energy Defense Ac-

tivities, Weapons Activities", \$57,000,000 shall not be available for obligation until September 30, 1999.

TITLE IV

INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION

For expenses necessary to carry out the programs authorized by the Appalachian Regional Development Act of 1965, as amended, notwithstanding section 405 of said Act, for necessary expenses for the Federal Co-Chairman and the alternate on the Appalachian Regional Commission, for payment of the Federal share of the administrative expenses of the Commission, including services as authorized by 5 U.S.C. 3109, and hire of passenger motor vehicles, \$66,400,000, to remain available until expended.

DENALI COMMISSION

For expenses of the Denali Commission including the purchase, construction and acquisition of plant and capital equipment as necessary and other expenses, \$20,000,000, to remain available until expended, subject to enactment of authorization by law.

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

SALARIES AND EXPENSES

For necessary expenses of the Defense Nuclear Facilities Safety Board in carrying out activities authorized by the Atomic Energy Act of 1954, as amended by Public Law 100-456, section 1441, \$16,500,000, to remain available until expended.

NUCLEAR REGULATORY COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Commission in carrying out the purposes of the Energy Reorganization Act of 1974, as amended, and the Atomic Energy Act of 1954, as amended, including official representation expenses (not to exceed \$15,000); \$465,000,000, to remain available until expended: Provided, That of the amount appropriated herein, \$17,000,000 shall be derived from the Nuclear Waste Fund: Provided further, That revenues from licensing fees, inspection services, and other services and collections estimated at \$444,800,000 in fiscal year 1999 shall be retained and used for necessary salaries and expenses in this account, notwithstanding 31 U.S.C. 3302, and shall remain available until expended: Provided further, That \$3,200,000 of the funds herein appropriated for regulatory reviews and other assistance provided to the Department of Energy and other Federal agencies shall be excluded from license fee revenues, notwithstanding 42 U.S.C. 2214: Provided further, That the sum herein appropriated shall be reduced by the amount of revenues received during fiscal year 1999 so as to result in a final fiscal year 1999 appropriation estimated at not more than \$20,200,000.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended, \$4,800,000, to remain available until expended: Provided, That the sum herein appropriated shall be reduced by the amount of revenues received during fiscal year 1999 so as to result in a final fiscal year 1999 appropriation estimated at not more than \$0.

NUCLEAR WASTE TECHNICAL REVIEW BOARD

SALARIES AND EXPENSES

For necessary expenses of the Nuclear Waste Technical Review Board, as authorized by Public Law 100-203, section 5051, \$2,600,000, to be derived from the Nuclear Waste Fund, and to remain available until expended.

TITLE V—GENERAL PROVISIONS

SEC. 501. None of the funds appropriated by this Act may be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before Congress, other than to communicate to Members of Congress as described in section 1913 of title 18, United States Code.

SEC. 502. (a) **PURCHASE OF AMERICAN-MADE EQUIPMENT AND PRODUCTS.**—It is the sense of the Congress that, to the greatest extent practicable, all equipment and products purchased with funds made available in this Act should be American-made.

(b) **NOTICE REQUIREMENT.**—In providing financial assistance to, or entering into any contract with, any entity using funds made available in this Act, the head of each Federal agency, to the greatest extent practicable, shall provide to such entity a notice describing the statement made in subsection (a) by the Congress.

(c) **PROHIBITION OF CONTRACTS WITH PERSONS FALSELY LABELING PRODUCTS AS MADE IN AMERICA.**—If it has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a "Made in America" inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States, the person shall be ineligible to receive any contract or subcontract made with funds made available in this Act, pursuant to the debarment, suspension, and ineligibility procedures described in sections 9.400 through 9.409 of title 48, Code of Federal Regulations.

SEC. 503. (a) None of the funds appropriated or otherwise made available by this Act may be used to determine the final point of discharge for the interceptor drain for the San Luis Unit until development by the Secretary of the Interior and the State of California of a plan, which shall conform to the water quality standards of the State of California as approved by the Administrator of the Environmental Protection Agency, to minimize any detrimental effect of the San Luis drainage waters.

(b) The costs of the Kesterson Reservoir Cleanup Program and the costs of the San Joaquin Valley Drainage Program shall be classified by the Secretary of the Interior as reimbursable or nonreimbursable and collected until fully repaid pursuant to the "Cleanup Program—Alternative Repayment Plan" and the "SJVDP—Alternative Repayment Plan" described in the report entitled "Repayment Report, Kesterson Reservoir Cleanup Program and San Joaquin Valley Drainage Program, February 1995", prepared by the Department of the Interior, Bureau of Reclamation. Any future obligations of funds by the United States relating to, or providing for, drainage service or drainage studies for the San Luis Unit shall be fully reimbursable by San Luis Unit beneficiaries of such service or studies pursuant to Federal Reclamation law.

SEC. 504. None of the funds made available in this or any other Act may be used to restart the High Flux Beam Reactor.

SEC. 505. Section 6101(a)(3) of the Omnibus Budget Reconciliation Act of 1990, as amended, (42 U.S.C. 2214(a)(3)) is amended by striking "September 30, 1998" and inserting "September 30, 1999".

SEC. 506. (a) Funds appropriated for "Nuclear Regulatory Commission—Salaries and Expenses" shall be available to the Commission for the following additional purposes:

- (1) Employment of aliens.
- (2) Services authorized by section 3109 of title 5, United States Code.
- (3) Publication and dissemination of atomic information.
- (4) Purchase, repair, and cleaning of uniforms.
- (5) Reimbursements to the General Services Administration for security guard services.
- (6) Hire of passenger motor vehicles and aircraft.
- (7) Transfers of funds to other agencies of the Federal Government for the performance of the work for which such funds are appropriated, and such transferred funds may be merged with the appropriations to which they are transferred.
- (8) Transfers to the Office of Inspector General of the Commission, not to exceed an additional amount equal to 5 percent of the amount

otherwise appropriated to the Office for the fiscal year. Notice of such transfers shall be submitted to the Committees on Appropriations.

(b) Funds appropriated for "Nuclear Regulatory Commission—Office of Inspector General" shall be available to the Office for the additional purposes described in paragraphs (2) and (7) of subsection (a).

(c) Moneys received by the Commission for the cooperative nuclear research program, services rendered to State governments, foreign governments, and international organizations, and the material and information access authorization programs, including criminal history checks under section 149 of the Atomic Energy Act of 1954 (42 U.S.C. 2169) may be retained and used for salaries and expenses associated with those activities, notwithstanding 31 U.S.C. 3302, and shall remain available until expended.

(d) Notwithstanding section 663(c)(2)(D) of Public Law 104-208, and to facilitate targeted workforce downsizing and restructuring, the Chairman of the Nuclear Regulatory Commission may use funds appropriated in this Act to exercise the authority provided by section 663 of that Act with respect to employees who voluntarily separate from the date of enactment of this Act through December 31, 2000. All of the requirements in section 663 of Public Law 104-208, except for section 663(c)(2)(D), apply to the exercise of authority under this section.

(e) Subsections (a), (b), and (c) of this section shall apply to fiscal year 1999 and each succeeding fiscal year.

(TRANSFER OF FUNDS)

SEC. 507. **FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA, CRIMINAL JUSTICE SYSTEM.**—Of the amounts appropriated as a Federal payment under the District of Columbia Appropriations Act, 1998, to the Pretrial Services, Defense Services, Parole, Adult Probation and Offender Supervision Trustee, \$1,700,000 are hereby transferred to the District of Columbia Courts for court operations.

DESIGNATION OF VIC FAZIO YOLO WILDLIFE AREA

SEC. 508. The wetlands located in Yolo County, California, and known as the Yolo Basin Wetlands, shall be known and designated as the "Vic Fazio Yolo Wildlife Area". Any reference in law, map, regulation, document, paper, or other record of the United States to the wetlands shall be deemed to be a reference to the "Vic Fazio Yolo Wildlife Area".

DALE BUMPERS WILDLIFE RESOURCES PROTECTION ACT

SEC. 509. The Arkansas Wilderness Act of 1984 (Public Law 98-508, 98 Stat. 2349) is amended by adding at the end thereof the following new section:

"SEC. 8. RECOGNIZING THE CONTRIBUTIONS OF SENATOR DALE BUMPERS.

"(a) **DEDICATION.**—The nine areas in the State of Arkansas comprising approximately 91,100 acres designated as components of the National Wilderness Preservation System pursuant to this Act are hereby dedicated to United States Senator Dale Bumpers in recognition of his leadership and outstanding contributions to the designation of wilderness in the State of Arkansas and to the protection and preservation of natural resources for the benefit of the people of the United States.

"(b) **SHORT TITLE.**—In further recognition of his efforts to protect wilderness resources in the State of Arkansas, this Act shall, upon enactment of this section, be known as the 'Dale Bumpers Wilderness Resources Protection Act'.

"(c) **PUBLIC NOTIFICATION.**—Not later than 180 days after the date of enactment of this section, the Secretary of Agriculture, acting through the Chief of the Forest Service, shall take such actions as may be necessary to recognize the contributions of Senator Dale Bumpers to the preservation of wilderness in the State of Arkansas. Such actions shall include, but not be limited to, appropriate signs and other materials, commemorative markers, maps, interpretive programs or other means as will adequately

inform the public of the efforts of Senator Bumpers to preserve and protect National Forest wilderness areas in the State of Arkansas."

This Act may be cited as the "Energy and Water Development Appropriations Act, 1999".

And the Senate agree to the same.

JOSEPH MCDADE,
HAROLD ROGERS,
JOE KNOLLENBERG,
ROD FRELINGHUYSEN,
MIKE PARKER,
SONNY CALLAHAN,
JAY DICKEY,
BOB LIVINGSTON,
VIC FAZIO,
PETER J. VISCLOSKEY,
CHET EDWARDS,
ED PASTOR,
DAVID OBEY,

Managers on the Part of the House.

PETE DOMENICI,
THAD COCHRAN,
SLADE GORTON,
MITCH MCCONNELL,
R. F. BENNETT,
CONRAD BURNS,
LARRY E. CRAIG,
TED STEVENS,
HARRY REID,
ROBERT BYRD,
FRITZ HOLLINGS,
PATTY MURRAY,
HERB KOHL,
BYRON L. DORGAN,
DANIEL INOUE,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that pursuant to clause 7 of rule XV the yeas and nays were ordered, and pursuant to clause 5, rule I, further proceedings on the conference report were postponed until after 5 o'clock p.m.

198.21 BANKRUPTCY REFORM

On motion of Mr. GEKAS, by unanimous consent, the bill (H.R. 3150) to amend title 11 of the United States Code, and for other purposes; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. GEKAS, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

198.22 ORDER OF BUSINESS—MOTION TO INSTRUCT CONFEREES ON H.R. 3150

On motion of Mr. GEKAS, by unanimous consent,

Ordered, That any recorded vote if demanded on the motion to instruct conferees on the bill (H.R. 3150) to amend title 11 of the United States Code, and for other purposes; be postponed until after 5 o'clock p.m.